

JOSEPH P. RUSSONIELLO (CSBN 44332)  
 United States Attorney  
 BRIAN J. STRETCH (CSBN 163973)  
 Chief, Criminal Division  
 SUSAN B. GRAY (CSBN 100374)  
 Assistant United States Attorney

450 Golden Gate Ave., Box 36055  
 San Francisco, CA 94102  
 Telephone: (415) 436-7324  
 Facsimile: (415) 436-7234  
 Email: [susan.b.gray@usdoj.gov](mailto:susan.b.gray@usdoj.gov)

Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA

Plaintiff,

v.

1. APPROXIMATELY \$61,505.00 IN  
 UNITED STATES CURRENCY, and  
 2. APPROXIMATELY \$34,320 IN  
 UNITED STATES CURRENCY.

Defendant.

FRANK JOSEPH ALIOTO, Jr.,

Claimant.

Nos. C-07-5413 MMC  
 C-08-0318 MMC  
 (Related Cases)

**STIPULATION VACATING CASE  
 MANAGEMENT CONFERENCES;  
~~PROPOSED ORDER~~ ORDER  
 CONTINUING CASE MANAGEMENT  
 CONFERENCE**

Plaintiff, United States of America and Claimant, Frank Joseph Alioto, Jr., respectfully submit this Stipulation to continue the Case Management Conferences in the above entitled related cases. The Case Management Conferences are currently set for January 16, 2009. However, a Motion to Suppress in case number C-07-5413 is scheduled to be heard by this Court on March 6, 2009 at 9:00 a.m.

In view of the pending hearing on the Motion to Suppress, the parties respectfully request that the Case Management Conferences, set for January 16, 2009, be vacated and a new date set at the conclusion of the March 6, 2009, hearing.

Respectfully submitted,

JOSEPH P. RUSSONIELLO  
United States Attorney

Dated: December 29, 2008

  
SUSAN B. GRAY  
Assistant United States Attorney

Dated: December 29, 2008

DAVID M. MICHAEL, ESQ.  
Attorney for Claimant, Frank Joseph Alioto, Jr.

**[PROPOSED] ORDER**

The Case Management Conferences in the above entitled cases, currently set for January 16, 2009, are hereby vacated and new conference dates will be set at the conclusion of the March 6, 2009, hearing.

IT IS SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
MAXINE M. CHESNEY  
United States District Judge

1 Respectfully submitted,

2 JOSEPH P. RUSSONIELLO  
3 United States Attorney

4 Dated: December 29, 2008

5 SUSAN B. GRAY  
6 Assistant United States Attorney

7 Dated: December 29, 2008

8   
9 DAVID M. MICHAEL, ESQ.  
10 Attorney for Claimant, Frank Joseph Alioto, Jr.

11 ~~PROPOSED~~ ORDER

12 The Case Management Conferences in the above entitled cases, currently set for January 16,  
13 continued to April 10, 2009.  
14 2009, are hereby vacated and new conference dates will be set at the conclusion of the March 6,  
15 2009, hearing.

16 IT IS SO ORDERED.

17 Dated: January 5, 2009

18  
19 

20 MAXINE M. CHESNEY  
21 United States District Judge  
22  
23  
24  
25  
26  
27  
28